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OFFICE OF PETITIONS

In re Application of
Burns, et al.
Application No. 09/863,996
Filed: May 23, 2001
Attorney Docket No. 7227/79217
For: WIRELESS SPEECH RECOGNITION
TOOL

ON PETITION

This is a decision on the petition, filed September 3, 2009, under 37 CFR 1.137(b) to revive the above-identified application.

The above-identified application became abandoned for failure to timely submit a reply within one month of the mailing of the February 22, 2008 Notification of Non-Compliant Appeal Brief (Notice). No response being received, this application became abandoned on March 23, 2008. A Notice of Abandonment was mailed on September 9, 2009.

Applicants have submitted an Appeal Brief in reply to the February 22, 2008 Notice, an acceptable statement of the unintentional nature of the delay in responding to the February 22, 2008 Notice, and the \$1,620.00 petition fee.

The statement of unintentional delay was not signed by a person who would have been in a position of knowing that the delay in filing a timely response was unintentional. In the event that practitioner has no knowledge that the delay was in fact unintentional, practitioner should make a reasonable inquiry to ascertain that, in fact, the delay was unintentional. If practitioner discovers that the delay was intentional, practitioner must so notify the Office.

The petition is **GRANTED**.

After the mailing of this decision the application will be forwarded to Technology Center AU 2626 for consideration of the Appeal Brief filed on September 3, 2009.

Telephone inquiries should be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, reading "Shirene Willis Brantley". The signature is written in a cursive, flowing style.

Shirene Willis Brantley
Senior Petitions Attorney
Office of Petitions